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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Catherine Lofton-Day et al.Application No./Patent No.: 10/562,089Filed/Issue Date: December 23, 2005Entitled: METHODS AND NUCLEIC ACIDS FOR ANALYSIS OF COLON CELL PROLIFERATIVE DISORDERSEpigenomics AG, a German corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

**OR**

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_

To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

**NOTE:** A separate copy (i.e., a true copy of the original document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.081

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



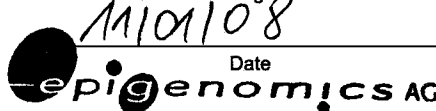
Signature

Dr. Kurt Berlin

Printed or Typed Name

Exec. VP &amp; CSO

Title



Date

11/01/08

Telephone Number

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phone: +49 30 24345-0 • fax: -555

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# ASSIGNMENT

WHEREAS, we, Catherine Lofton-Day of 4816 Linden Avenue North, Seattle, Washington 98103; and Matthias Ebert of Adam-Berg-Strasse 176, 81735 Muenchen, Germany (hereinafter referred to as **ASSIGNORS**), are the joint inventors named in an application for a Letters Patent of the United States entitled METHODS AND NUCLEIC ACIDS FOR ANALYSIS OF COLON CELL PROLIFERATIVE DISORDERS filed December 23, 2005, and assigned U.S. Application No. 10/562,089 (said application nationalized from PCT/US2004/020279 filed June 23, 2004, which is a continuation-in-part of U.S. Application No. 10/603,138 filed June 23, 2003);

AND, WHEREAS, Epigenomics, AG, a German corporation, having administrative offices at Kleine Praesidentenstrasse 1, Berlin, Germany 10178 (hereinafter referred to as **ASSIGNEE**) is desirous of acquiring the entire right, title and interest in the invention described in the said application;

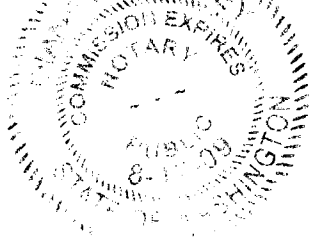
NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, we do hereby sell, assign, and transfer unto said ASSIGNEE, our entire right, title to and interest in said application and said inventions and all corresponding foreign applications and patents on said invention(s) to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by us had this sale, assignment, and transfer not been made, and we do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention(s), to enforce any and all patents on said invention(s), and to confirm in ASSIGNEE legal title to said invention(s) and all applications and patents on said invention(s), all without charge to ASSIGNEE but at no expense to us.

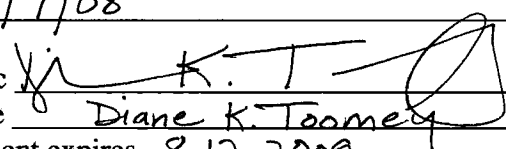
Executed in Seattle, this 7th day of January, 2008.

  
Catherine Lofton-Day

STATE OF Washington )  
 ) ss.  
COUNTY OF King )

I certify that I know or have satisfactory evidence that Catherine Lofton-Day is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.



Dated 1/7/08  
Signature of   
Notary Public  
Printed Name Diane K. Toomey  
My appointment expires 8-12-2009

Executed in Munich, this 8<sup>th</sup> day of January, 2008.  
Matthias Ebert  
Matthias Ebert